

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

Debora Townsend,

NO. C 07-05714 JW

Plaintiff,

ORDER VACATING JUDGMENT

Whole Foods Market, et al.,

Defendants.

Pursuant to the Ninth Circuit Memorandum and Mandate (Docket Item Nos. 13, 14), the Court amends its December 6, 207 Order as follows: Plaintiff's Complaint is dismissed on the ground that the Court lacks subject matter jurisdiction under the *Rooker-Feldman* doctrine. The dismissal is without prejudice. Accordingly, the Court's December 6, 2007 Judgment is VACATED.

The Clerk shall close this file.

Dated: June 25, 2009

JAMES WARE
United States District Judge

25

1 **THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:**

2 Alan Lawrence Trock alantrock@mindspring.com

3 Debora Townsend
Post Office Box 391291
4 Mountain View, CA 94039

5

6 **Dated: June 25, 2009**

Richard W. Wieking, Clerk

7 **By: /s/ JW Chambers**
8 **Elizabeth Garcia**
9 **Courtroom Deputy**